
**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

ESPERANZA APRIL HERNANDEZ and
JUSTIN WILLIAM PIERCE,

Defendants.

Case No. 2:20-mj-292

**ORDER GRANTING MOTION FOR
PROTECTIVE ORDER**

Magistrate Judge Jared C. Bennett

Based upon the motion of the United States of America (“United States”), and with good cause appearing, the court hereby finds that a protective order is necessary and appropriate in this case to prevent harmful disclosure of the personal identifying information of various individuals while still preserving the defendants’ right to a fair trial and meaningful discovery.

Pursuant to the Court’s authority under [Federal Rule of Criminal Procedure 16\(d\)\(1\)](#), it is hereby ordered:

1. The United States provide counsel for the defendants with unredacted copies of the discovery in this matter, including documents/recordings that contain the personal identifying information of third parties, including potential subjects and witnesses.
2. The produced unredacted discovery shall not be disclosed or made available for inspection or copying to any person, other than as permitted in Paragraphs 3 and 4.
3. Unredacted discovery provided pursuant this order may be further disclosed to the following people: (a) associates, secretaries, paralegals, private investigators, and other

employees or independent contractors of such attorneys to the extent necessary to render professional services in this criminal prosecution; and (b) court officials involved in this case.

4. Copies of discovery may be furnished to the defendants only after appropriate redaction of all personal identifying information (dates of birth, social security numbers, home addresses, and telephone numbers).

5. Persons obtaining access to the discovery produced pursuant to this protective order shall use the information only for the preparation and conduct of this criminal trial, and any connected hearings or appeals. No information disclosed pursuant to this order shall be used for any other purpose or any other proceeding.

6. Within 90 days of the conclusion of this case, all discovery produced pursuant to this order and all copies thereof (other than exhibits of the court) shall be returned to the United States Attorney's Office. Alternatively, counsel for the defendants may inform the United States Attorney's Office in writing that all such copies have been destroyed.

7. Counsel for the defendants are responsible for employing reasonable measures to control duplication of, and access to, the unredacted discovery.

8. The provisions of this order governing disclosure and use of the discovery shall not terminate at the conclusion of this criminal prosecution.

Signed this 8th day of June 2020.

A handwritten signature in black ink, appearing to read 'Jared C. Bennett', is written over a horizontal line.

JARED C. BENNETT
United States Magistrate Judge